

 <div style="text-align: center;"> <b>STATE OF ALASKA</b>  <b>DEPARTMENT OF TRANSPORTATION</b>  <b>AND PUBLIC FACILITIES</b> </div> <div style="text-align: center; font-size: 1.5em; font-weight: bold;"> <b>Policy and Procedure</b> </div>		POLICY AND PROCEDURE NUMBER <b>07.06.020</b>	PAGE 1 of 2
		EFFECTIVE DATE October 10, 1997	
SUBJECT <b>Rural Airport Policy on Airport Material sites          (Use by Airport Tenant)</b>		SUPERSEDES	DATED
TITLE <b>Maintenance and          Operations</b>	CHAPTER <b>State Operated Rural          Airports</b>	APPROVED BY	

## PURPOSE

To state the policy of the Department for response to rural airport tenant requests for gravel, rock, or other materials from on-airport sources.

When a rural airport tenant fills a lot, builds an access road, or constructs other improvements, the airport is improved at no cost to the state. Allowing rural airport tenants to take surplus material from an airport source without charge may encourage tenants to build airport improvements. However, the Department does not have surplus material or adequate land title to allow airport tenants free access to every rural airport material site. A statewide policy is needed to allow reasonable tenant access to surplus materials while safeguarding the State's interests.

It is the intent of the Department to encourage tenant development of rural airport property, preserve adequate stocks of material for rural airport expansion and maintenance, protect the State's rural airport land title, and provide a uniform statewide policy for responding to airport tenant requests for use of gravel or other materials from rural airport sources.

## POLICY

The Department will, by written permit, allow a rural airport tenant to remove gravel, sand, rock, or other material from a source on a rural airport, free of charge, if:

- (1) The tenant will use the material solely for the development of a lease lot, access road, or other improvement on rural airport land that the Department has authorized under an airport building permit;
- (2) Right-of-way confirms that the Department's land title interest for the airport material site is sufficient to allow the Department to authorize others to remove material from the site for on-airport use;

- (3) The Department determines that the volume of material on the airport is sufficient to accommodate both the tenant's request and the Department's projected needs for future construction and maintenance at the airport;
- (4) The tenant agrees to conduct the material extraction, hauling, and placement in a manner approved or directed by the Department; and
- (5) The tenant agrees to dress or reclaim the material removal site as directed by the Department.

The permit must clearly state that the sand, gravel, or other material remains the property of the State wherever it is placed on the airport; the material cannot be sold by the permittee as part of a lease transfer or other transaction; and the State will not pay for the material if the improved site is condemned.

This policy does not apply to sand, gravel, or other material that has been stockpiled or otherwise processed at state expense nor does it authorize the use of State equipment by a rural airport tenant to extract, haul, or place material.

Each Region shall designate which of its branches will process airport tenant material requests, determine whether or not the airport has a surplus of material, and issue material use permits. All Regions will use the same permit form, adding special provisions as needed to accommodate unique local circumstances. With review assistance by the Regions and the Department of Law, Statewide Aviation is responsible for preparing the standard permit form and updating it when necessary.

## **AUTHORITY**

AS 44.42.020

## **IMPLEMENTATION RESPONSIBILITY**

Deputy Commissioners  
Regional Directors  
Director, Statewide Aviation